FILED ER OURT COURT DISTRICT OF A PRINCE O

10 DEC 13 AH 9:51

**CLERK-SANTA FE** 

# IN THE UNITED STATES DISTRICT COURT DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, on the relation
The State Engineer,

Case No. 69cv-07941-BB

Plaintiff.

Rio Chama Stream System

٧.

Section 1 (mainstream)

ROMAN ARAGON, et al,

Defendants.

## Motion to deny States motion to extend.

Comes now this Caballero (david ortiz), descendant of the 1598 Conquering Caballero's, pro se, Commissioner and Parciente of Don Juan de Onate's Acequia today known as the Acequia de Chamita, in the township of Chamita, formerly known as San Gabriel or San Juan y de Los Caballeros to question the States motion for an extension of time.

The State was given 21 days to show cause "why" the owners of water rights associated with certain sub-files under Chamita and Hernandez should NOT be served with orders to show cause regarding priority dates for their water rights. We all know the State does not want to go back 14 years, no matter all the errors and omissions made by the Court, Plaintiff, Lawyers and Acequia Commissioners.

What does it matter who they are? The State does not want to serve them no matter who they are. The Courts order to the State was not to identify the sub-files, but to show why they should not be allowed their day in court and what do they want, August 11, 1598 or 1600.

Your honor if the Court needs to identify these 2 Chamita sub-files as listed in Doc.9983, I can do it within 4 days after you request me to do it. I know who they are and I know where they live. The two (2) from Chamita are identified in Doc.9987. Out of the 86 parciantes listed in that document, probably 80 were not aware of the 1996 trial until I informed them. And I don't think any of them saw all the evidence and exhibits submitted to the Court by the Lawyer.

The Plaintiff's Lawyer called me (david ortiz) via telephone on Dec.6, 2010, approximately 4 PM, requesting a meeting, certain documents and a deposition as stated on the attached document

(not filed in court), received by slow mail on 12/8/2010. He asked if I was represented by counsel. I said no. The only counsel I would allow to represent me is either David Benavides or Ted Trujillo. Is the deposition just to determine the ownership of a certain sub-file? Why just me? Why not the other listed sub-files?

The Plaintiff states, "You are to bring the following documents and other materials in your possession for inspection and copying. I could just give them to the Court or State, which I will do since on Wednesday I have had to schedule a trip to Colorado to take a load of calves for the Thursday calf sale. I will call the plaintiff Lawyer to advise him.

Ask now if you had these water rights on the Acequia de Chamita, would you take 1600 with 2 other Acequias or stand first with August 11, 1598, the establishment date? And if you were in Hernandez you would immediately accept 1600, wouldn't you?

If Special Master Gabin had requested these in Doc.9983, she would have them already. Ask and you shall receive, seek and you shall find, knock and it shall be opened to you.

Case: 6:69-cv-07941-BB

Respectfully Su	bmitted by Defendant David Ortiz,
(Si Da	gnature of Defendant) vid Ortiz, Commissioner Preasurer
] (Pr	AVID ORTIZ inted name of Defendant)
(Stu	Preet address or P.O. Box)
(Cit	DAN DUAN PUEBLO, NM ry, State and Zip Code) 87566
Tra- Ma	ct 17 o 22
Sub	ofile 267

June 23, 1976

File: 01835 Subfile 267

Mr. David Ortiz P. O. Box 1082 San Juan Paeblo, New Mexico 87556

Dear Mr. Ortiz:

Enclosed is your copy of Change of Ownership of Water Right for the above numbered file. Our records have been changed accordingly.

Very truly yours,

S. B. Reynolds State Engineer

By :

JKC: fr

J. K. Coumens Engineer Water Rights Division

Revised April, 1974

#### IMPORTANT -- READ INSTRUCTIONS BEFORE FILLING OUT THIS FORM

**CHANGE OF OWNERSHIP OF WATER RIGHT** 

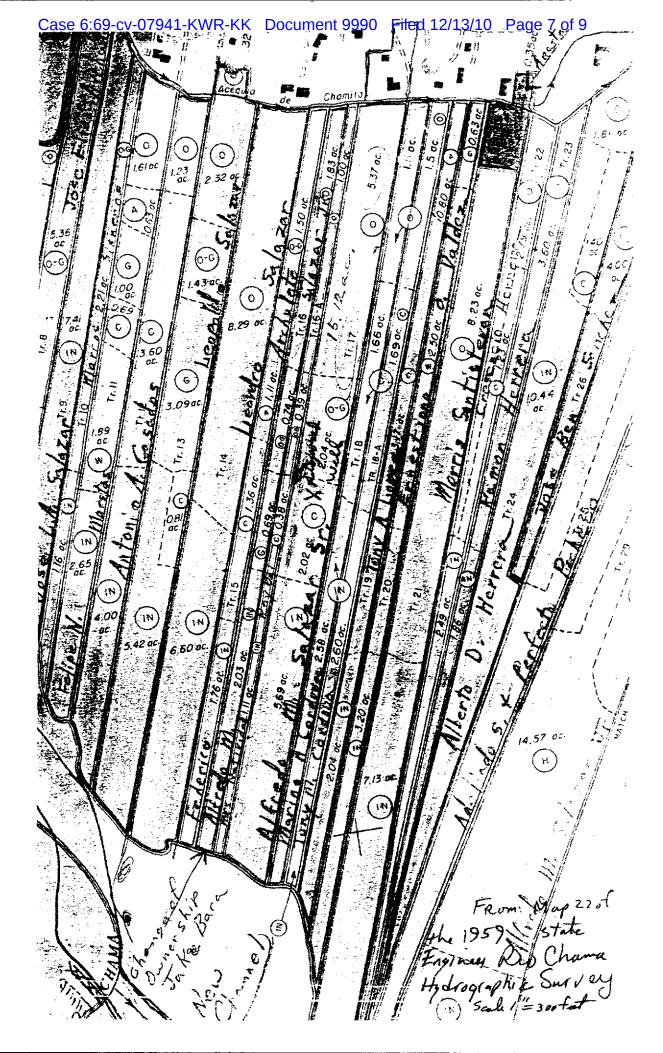
NAME OF WATER RIGHT OWNER OF RECORD	Alfredo M.	Salazar	SK.		
			Iti no	į.	
Melling Address			. <u>منه نه می است.</u>	·	
City and State				- 0	Δ54
	0100				4.55.3

City and State					
				10	Dy 1 -
the owner and holder of a water right set \$	orth in file number		<u>ıbfile 267</u>		7 7
of record in the office of the State Engine	er has conveyed	all (ell or pert)	of said right to	ATE ENGINEER	
Name David	Ortiz	Jest Cu Talk It.		MEER	05-
	Box 1082			****	27 F/OE
Fam. Tax		New Mex	co 87556	· · · · · · · · · · · · · · · · · · ·	
City and State Dd.II U U	<u> </u>	11011 11011			
RRIGATION: The conveyed water right version as that amount of				ely leands with actual a	water right a
SUBDIVISION SECTION (District or Hydrographic Survey)	TOWNSHIP (Map No.)	RANGE (Truct No.)	ACREAGE	DIVERSION (Acre Feet Per Annum)	PRIOR
_Tract 17 of Map 22	of the 195	9			
State Engineer Rio	Chama Hydr	O~ <u></u>			
graphic Survey Ma	instream_		15.12		
					***********
	<del>-</del>		<del></del>		
				<del></del>	
		TOTAL	15.12		
THER: Purpose		iA	mount	incre	feet per:ann
WELL FILE NO.	SUBDIVISION 1 or Hydrographic Sur	SECTI		WNSHIP lap No.)	RANGE (Tract No
(Page 1)					
HEREBY CONSENT TO A LAWFUL CH HIGHT: (To be executed if water right des filch it is appurtenant.)	IANGE IN THE PLAC	SE AND/OR PU	RPOSE OF USE O	F THE ABOVE-DES	CRIBED W/
HEREBY CONSENT TO A LAWFUL CH	IANGE IN THE PLAC scribed above is a righ	E AND/OR Pu	ourposes and has be	en conveyed separate	from the la
HEREBY CONSENT TO A LAWFUL CH HGHT: (To be executed if water right de shich it is appurtument.)	IANGE IN THE PLAC scribed above is a righ	E AND/OR Pu	purposes and has be	en conveyed separate	from the la
HEREBY CONSENT TO A LAWFUL CH HGHT: (To be executed if water right de filloh it is appurtament.) he undersigned, being first duly sworn up	IANGE IN THE PLAC scribed above is a righ	E AND/OR Pu	ourposes and has be	en conveyed separate	from the la
HEREBY CONSENT TO A LAWFUL CH HGHT: I'To be executed if water right de- filled it is appurtament.]  The undersigned, being first duly sworn up to the best of his knowledge and belief.	iANGE IN THE PLAC acribed above is a right on ceth, deposes and	E AND/OR Pu	purposes and has be a read the foregoing with a read the foregoing	en conveyed separate	from the is
HEREBY CONSENT TO A LAWFUL CHARGET: (To be executed if water right deshilds it is appurtenant.)  The undersigned, being first duly aworn up to the best of his knowledge and belief.	HANGE IN THE PLAC scribed above is a right on ceth, deposes and	E AND/OR Pu	purposes and has be a read the foregoing with a read the foregoing	en conveyed separate	from the is
HEREBY CONSENT TO A LAWFUL CHARGET: (To be executed if water right deshilds it is appurtenant.)  The undersigned, being first duly aworn up to the best of his knowledge and belief.	HANGE IN THE PLAC scribed above is a right on ceth, deposes and	E AND/OR PUT for irrigation passes that he has	purposes and has be a read the foregoing with a read the foregoing	en conveyed separate	the serie an
HEREBY CONSENT TO A LAWFUL CHARGET: (To be executed if water right deshilds it is appurtenant.)  The undersigned, being first duly aworn up to the best of his knowledge and belief.	HANGE IN THE PLAC coribed above is a right on ceth, deposes and	see AND/OR PU	purposes and has be a read the foregoing with a read the foregoing	en conveyed separate	the serve an
HEREBY CONSENT TO A LAWFUL CHARGHT: (To be executed if water right deshilds it is appurtument.)  The undersigned, being first duly sworn up to the best of his knowledge and belief,  and and sworn to before me this	HANGE IN THE PLAC scribed above is a right on ceth, deposes and	day of	s read the foregoing	en conveyed separate	the same and A. D., 19   Notary P
HEREBY CONSENT TO A LAWFUL CHIGHT: ITO be executed if water right detailed it is appartment.]  The undersigned, being first duly sworn up to the best of his knowledge and belief.  The best of his knowledge and belief.  The properties of the second sworn to before me this properties of the second sworn to before me this properties.	iANGE IN THE PLACecribed above is a right on ceth, deposes and	asys that he has day of	s read the foregoing  Lavia  Lune	en conveyed separate	the same and A. D., 19   Notary P
HEREBY CONSENT TO A LAWFUL CHIGHT: ITO be executed if water right detailed it is appartment.]  The undersigned, being first duly sworn up to the best of his knowledge and belief.  The best of his knowledge and belief.  The properties of the second sworn to before me this properties of the second sworn to before me this properties.	iange in The PLAG icribed above is a right on ceth, deposes and on ceth, deposes and Instruction in the cethod in	day of CTIONS  Total Total Control of the CTIONS  Control of the CTI	read the foregoing  Lawre  Lune  Lun	en conveyed separate	the same and A. D., 19 Notary P.
HEREBY CONSENT TO A LAWFUL CHEGHT: (To be executed if water right desthich it is appurtment.)  The undersigned, being first duly sworm up to the best of his knowledge and belief.  and and sworn to before me this	HANGE IN THE PLACE	day of	s reed the foregoing  Lavid  June  22222 7)  or by the new owner in	en conveyed separate	the same and A. D., 19   Notary P
HEREBY CONSENT TO A LAWFUL CHARGHT: (To be executed if water right deshilds it is appurtument.)  The undersigned, being first duly sworn up to the best of his knowledge and belief,  and and sworn to before me this	HANGE IN THE PLACE	day of CTIONS  Total Total Control of the CTIONS  Control of the CTI	s reed the foregoing  Lavid  June  22222 7)  or by the new owner in	en conveyed separate	the same and A. D., 19   Notary P

David Estiz

CIRCS SF 567 6/16/76

SF - 2 SHORT WARRANTY DEED (Joint Tomants)—Rev. ?-?	?5—New Nexloo Statutory Form	
WARRAN'	TY DEED (Joint Tenants) HN 17 PH 4: 16	il .
ATTREDO M SALAZAR and ANTON	IIA M. SALAZAR, husband and wife	
ABFREDO II. DIEDERA	Jim Constitution of	ull grant
DAVID ORTIZ	SANTA FE, N.M.	
Control of the second s	O T C O S	
whose address is 609 Franklin, Sa	anta Fe, New Mexico 87501	
and CECILIA ORTIZ	anta Fe, New Mexico 87501	
±1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	airea reg	
whose address is		
as joint tenants the following described real estate in.	Rio Arriba County, No	ew Mexico:
being a portion of Exception Grant, Sections Nine (9) and North of Range Eight (8) East Mexico, vicinity of Chamita, cribed as follows:	f land, lying and being situate with:  1, Private Claim 247, P. 1 San Juan Sixteen (16), Township Twenty-one (1) t of the New Mexico Principal Meridi being more particularly bounded and  L.O. Brass Marker, marked A.P. #4 of	21) an, Ne des-
N.M.P.M., thence N. 48° 13° V 3711.3 feet; thence S. 83° 28 85.00 feet; thence S. 72° 56 125.85 feet; thence S. 76° 29 4013.6 feet to the point and more or less.	ueblo Grant, Sec. 16, Twp. 21 N., R. W., 200.0 feet; thence N. 19° 42' E. 8' E., 9.5 feet; thence N. 21° 08' E' E., 78.17 feet; thence N. 20° 26' 5' L., 97.20 feet; thence S. 19° 44' place of beginning, containing 16.7	E., W., 1 acre
SALAZAR" as prepared by J. C and Land Surveyor, License No	vey entitled "SURVEY REQUESTED BY AL Lujan, New Mexico Professional Eng to 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A,	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal S this	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands—and seal S—this Company Lalyan A	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun	d duri 1975 ty, Ne 19 <sup>76</sup>
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sat and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal. S this Alfredo M. Salazar	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun  30th day of January  (Seal) Antonia M. Salazar  (Seal)	d duri 1975 ty, Ne 19 <sup>76</sup>
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal S this Alfredo M. Salazar  ACKNOWLED	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun sold me was filed for record December 18, page 584, records of Rio Arriba Coun Antonia M. January  (Seal) Antonia M. Jalozau Antonia M. Salazar	d duri 1975 ty, Ne 19 <sup>76</sup>
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal S this Alfredo N. Salazar  ACKNOWLED	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun  30th day of January  (Seal) Antonia M. Salazar  (Seal)	d duri 1975 ty, Ne 19 <sup>76</sup>
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OR NEW MEXICO  COUNTY OF RIO Arriba	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun age 584, records of Rio Arriba Coun (Seal)  OGMENT FOR NATURAL PERSONS	d duri 1975 ty, Ne 19 <sup>76</sup>
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun and Salay of January  (Seal) Antonia M. Salazar  OGMENT FOR NATURAL PERSONS  SS.  January	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged before by Alfredo M. Salazar and An (Name of Names of Person of	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun age 584, records of Rio Arriba Coun (Seal)  (Seal)  OGMENT FOR NATURAL PERSONS  ss.  ore me this 30th day of January hotonia M. Saladar, husband and wife eroos Acknowledging.	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrume	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun age 584, records of Rio Arriba Coun (Seal)  (Seal)  OGMENT FOR NATURAL PERSONS  ss.  ore me this 30th day of January hotonia M. Saladar, husband and wife eroos Acknowledging.	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY Of Rio Arriba  The foregoing instrument was acknowledged before by Alfredo M. Salazar and An (Name of Names of Person or	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun is 30th day of January  (Seal) Antonia M. Salazar  (Seal) DEMENT FOR NATURAL PERSONS  ss.  ore me this 30th day of January intonia M. Salazar, husband and wife errors Acknowledgings A. C. C. M. Meiary Public	d duri 1975 ty, Ne 1976 (Seal
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the san and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrume	(Seal)  OGMENT FOR NATURAL PERSONS  OF THE MET HER SONS  OF THE MET HER	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C. and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT hands and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OR YZW MEXICO  COUNTY OF Rio Arriba  The feregoing instrument was acknowledged belo by Alfredo N. Salazar and An (Name or Names of Person or Removed of Person or R	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun is 30th day of January  (Seal) Antonia M. Salazar  (Seal) DIAMETER NATURAL PERSONS  SS.  Ore me this 30th day of January intonia M. Salazar, husband and wife recome Acknowledging du Cauch in mich.  Notary Public ACKNOWLEDGMENT FOR CORPORATIONS  STATE OF NEW MEXICO	d duri 1975 ty, Ne (Seal (Seal
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY Of Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrume	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun (Seal)  (Seal) Antonia M. Salazar  (Seal) December 18, page 584, records of Rio Arriba Coun Arriba Coun Antonia M. Salazar  (Seal) January  (Seal) December 18, page 584, records of Rio Arriba Coun Antonia M. Salazar  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) December 18, page 584, records of Rio Arriba County Of January  (Seal) Decembe	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY Of Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrume	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun [Seal]  (Seal) Antonia M. January  (Seal) Antonia M. Salazar  (Seal) DIANUARY PERSONS  (Seal) January Musband and wife ersoes Ackanwiedging: Antonia M. Salazar, husband and wife ersoes Ackanwiedging: Antonia M. Salazar M. Salaz	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sar and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY Of Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrume	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun page 584, records of Rio Arriba Coun Antonia M. January  (Seal)  OGMENT FOR NATURAL PERSONS  SS.  Ore me this 30th day of January husband and wife resons Acknowledgings and January Public Motoria M. Saladar, husband and wife resons Acknowledgings and January Public Notary Public STATE OF NEW MEXICO  STATE OF NEW MEXICO  COUNTY OF SS.  The foregoing instrument was acknowledged before me this day of the second Ackno	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C. and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OR NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged below.  (Name or Names of Ferson or Fe May commission expires: 13 January 1978 (Seal)  FOR RECORDER'S USE ONLY  THED IN THE COUNTY  CLIT CLIT CLIT CLIT CLIT CLIT CLIT CLIT	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun [Seal]  (Seal) Antonia M. January  (Seal) Antonia M. Salazar  (Seal) DIANUARY PERSONS  (Seal) January Musband and wife ersoes Ackanwiedging: Antonia M. Salazar, husband and wife ersoes Ackanwiedging: Antonia M. Salazar M. Salaz	d duri 1975 ty, Ne 
SALAZAR" as prepared by J. C and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo N. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba  The feregoing instrument was acknowledged before the said of the said	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun page 584, records of Rio Arriba Coun Antonia M. January  (Seal)  OGMENT FOR NATURAL PERSONS  SS.  Ore me this 30th day of January husband and wife resons Acknowledgings and January Public Motoria M. Saladar, husband and wife resons Acknowledgings and January Public Notary Public STATE OF NEW MEXICO  STATE OF NEW MEXICO  COUNTY OF SS.  The foregoing instrument was acknowledged before me this day of the second Ackno	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C. and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OR NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged below.  (Name or Names of Ferson or Fe May commission expires: 13 January 1978 (Seal)  FOR RECORDER'S USE ONLY  THED IN THE COUNTY  CLIT CLIT CLIT CLIT CLIT CLIT CLIT CLIT	O. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun page 584, records of Rio Arriba Coun [Seal]  (Seal) Antonia M. Salazar  (Seal) January  (Seal) January  (Seal) January  (Seal) January  (Seal) January  (Seal) Seal January	d duri 1975 ty, Ne
SALAZAR" as prepared by J. C. and Land Surveyor, License No December, 1975 and as the sai and recorded in Book 121-A, Mexico.  with warranty covenants.  WITNESS OUT handS and seal S this Alfredo M. Salazar  ACKNOWLED  STATE OF NZW MEXICO  COUNTY OF Rio Arriba  The foregoing instrument was acknowledged before the foregoing instrum	o. 3522 from notes taken in the fiel me was filed for record December 18, page 584, records of Rio Arriba Coun is 30th day of January  (Seal) Antonia M. Salazar  (Seal) DECEMBERT FOR NATURAL PERSONS  ss.  ore me this 30th day of January had not and wife errors Acknowledging: A January Public Notary Public STATE OF NEW MEXICO  STATE OF NEW MEXICO  STATE OF NEW MEXICO  STATE OF NEW MEXICO  COUNTY OF State of Officer of Corporation Acknowledged Defore me this day of Name of Officer)  (Title of Officer) (Name of Officer)	d duri 1975 ty, Ne 1976 (Seal (Seal



			no se a co	$+\mathcal{O}$
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICORES	3,641	¥ )	, , , , ,	· , , , , ,
FOR THE DISTRICT OF NEW MEXICAGES	sia.	TI F	( ) ( )	10007
ni-i	\$250			M100

STATE OF NEW MEXICO, ex rel. State Engineer

Plaintiff.

VS.

ROMAN ARAGON, et al.,

Defendants.

10 DEC 13 AH 9:54

CI FRK-SANTA FE

69cv07941 BB-ACE

RIO CHAMA STREAM SYSTEM

Section 1, Chama Mainstream

### **NOTICE OF DEPOSITION DUCES TECUM**

TO: David Ortiz P.O. Box 1082

San Juan Pueblo, NM 87566

Plaintiff State of New Mexico, ex rel. State Engineer gives notice the State will take your deposition pursuant to the Rules of Civil Procedure 26 and 30, before a notary public and certified court reporter beginning at 9:00 a.m. on Wednesday, December 15, 2010, at the Concha Ortiz y Pino Building, Office of the State Engineer, 130 South Capital, Conference Rm. A, Santa Fe, New Mexico. You are requested to bring the following documents and other materials in your possession for inspection and copying:

- Deeds showing your ownership of all tracts of lands irrigated by the Acequia de Chamita.
- 2. Surveys of the tracts of lands identified above.

Dated: December 7, 2010

/s/ Ed Newville

EDWARD G. NEWVILLE Special Assistant Attorney General Office of State Engineer P.O. Box 25102 Santa Fe, NM 87504-5102 (505) 867-7444 telephone (505) 867-2299 facsimile

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the \_\_7th\_\_ day of December 2010, I served a copy of this Notice of Deposition and Duces Tecum on the following persons at the addresses listed.

/s/ Ed Newville
EDWARD G. NEWVILLE

David Ortiz P.O. Box 1082 San Juan Pueblo, NM 87566

Acequia de Chamita c'o Fred Waltz, Esq. 214 Kit Carson Rd #8 Taos, NM 87571-6474

Newville . Box 977 pitas, NM 87043 A MERCHANDE MARISM STATES

David Ortiz P.O. Box 1082 San Juan Pueblo, NM 87566